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H. S. Key*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

6617122B1

Applicant(s): Hayden et al

Serial No: 09/526,193

Art Unit: 1652

Filed: 15 March 2000

Examiner: Steadman, D.

TITLE: METHODS AND REAGENTS FOR MODULATING
CHOLESTEROL LEVELS

Docket No.: 760050-19

2 June 2004

Decisions and Certificates of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

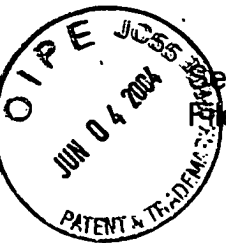
*Stamp: JUN 09 2004
of Correction*

Sir:

Patentee herewith submits the following:

1. Response to Denial of Correction (2 sheets);
2. Exhibit A (Copy of Notice Denying Correction – 2 sheets);
3. Exhibit B (Copy of Petition – 2 sheets);
4. Exhibit C (Copy of Notice Granting Petition – 2 sheets);
- 5.. Self-addressed, Postage-paid Return Postcard.

No fee is believed due in filing this paper. The Commissioner is requested to charge any additional fees, or credit any refunds, to Deposit Acc't No. 03-0678.



Serial No.: 09/526,193
Filed: 15 March 2000

FIRST CLASS CERTIFICATE

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Alan J. Grant

Alan J. Grant, Esq.

6/2/04

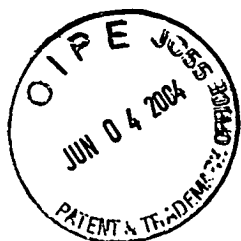
Date

Respectfully submitted,

Alan J. Grant

Alan J. Grant, Esq.
Reg. No. 33,389

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RESPONSE TO DENIAL OF CORRECTION

Sir:

The Applicants for the above-referenced patent application requested that the inventorship printed on the patent issued based on said application (U.S. Patent 6,617,122) be corrected based on a Petition filed during prosecution to correct inventorship and which Petition was granted. In response, Applicants received a Notice (Exhibit A) from the Decisions and Certificates of Correction Branch, dated 19 May 2004, denying the request for correction on grounds that Applicants had failed to file a Petition seeking changes to spelling or order of inventors.

As part of the Request for Certificate of Correction, Applicants included in their package, as Exhibits E and G, copies of the Petition and Grant of Petition concerning removal of the indicated inventor.



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For reference, Applicants again include herewith (as Exhibit B) a copy of Applicants' Petition under 37 C.F.R. 1.48(a), filed 23 May 2003, requesting that inventor Simon Pimstone be removed as an inventor based on claim amendments made during prosecution, and a copy of the Notice (Exhibit C), dated 9 July 2003, granting this Petition.

Applicants are not requesting a change in spelling or order of named inventors without a Petition. Applicants are requesting that the U.S. Patent & Trademark Office correct the inventorship stated on the issued patent in accordance with the Petition granted by the U.S. Patent & Trademark Office prior to issuance of the patent. Thus, Applicants are requesting that the U.S. Patent & Trademark Office issue a Certificate of Correction noting the change in inventorship already approved.

It is believed that no fee is due for filing of this response. However, if the Commissioner believes that a fee is due then the Commissioner is requested to charge any such fee to Deposit Account No. 03-0678.

<p>FIRST CLASS CERTIFICATE</p> <p>I hereby certify that this correspondence is being deposited today with the U.S. Postal Service as First Class Mail in an envelope addressed to:</p> <p>Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450</p> <p><i>Alan J. Grant</i> 6/2/04 Alan J. Grant, Esq. Date</p>

Respectfully submitted,

Alan J. Grant

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